

YAAKOV M. ROTH
Acting Assistant Attorney General
ERIC J. HAMILTON
Deputy Assistant Attorney General
PATRICIA M. McCARTHY
Director, National Courts
CLAUDIA BURKE
Deputy Director, National Courts
JUSTIN R. MILLER
Attorney-In-Charge, International Trade Field Office
LUKE MATHERS
Trial Attorney

U.S. Department of Justice
Civil Division
Commercial Litigation Branch
26 Federal Plaza, Suite 346
New York, New York 10278
Telephone: (212) 264-9236
luke.mathers@usdoj.gov

Attorneys for Defendants

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

STATE OF CALIFORNIA and GAVIN
NEWSOM, in his official capacity as Governor
of California,
Plaintiffs,
v.
DONALD J. TRUMP, et al.,
Defendants.

Case No. 3:25-cv-03372-JSC

**DEFENDANTS' ADMINISTRATIVE MOTION
FOR LEAVE TO FILE SUPPLEMENTAL
BRIEF**

Pursuant to Civil Local Rule 7-11, defendants respectfully move this Court for leave to file a supplemental brief. Plaintiffs reserve their rights to oppose this motion.

On May 27, 2025, the Court held a hearing on defendants' motion to transfer this case to the U.S. Court of International Trade (CIT). ECF No. 54. At that hearing, plaintiffs—for the first time—requested that the Court dismiss their action rather than transfer it to the CIT. Although the Court afforded defendants a brief opportunity to respond to this belated request, plaintiffs' failure to request dismissal in their opposition brief, *see* ECF No. 12, deprived defendants and the Court of the opportunity for briefing on the issue. The attached proposed supplemental brief explains why dismissal would not be in the "interest of justice" under 28 U.S.C. § 1631.

For these reasons, defendants respectfully request that the Court grant leave to file the attached proposed supplemental brief.

DATED: May 30, 2025

Respectfully submitted,

OF COUNSEL:

YAAKOV M. ROTH
Acting Assistant Attorney General

ALEXANDER K. HAAS
Director

ERIC J. HAMILTON
Deputy Assistant Attorney General

STEPHEN M. ELLIOTT
Assistant Director
U.S. Department of Justice
Civil Division
Federal Programs Branch

PATRICIA M. McCARTHY
Director

s/Claudia Burke
CLAUDIA BURKE
Deputy Director

SOSUN BAE
Senior Trial Counsel
BLAKE W. COWMAN
Trial Attorney
U.S. Department of Justice
Civil Division
Commercial Litigation Branch

s/Justin R. Miller
JUSTIN R. MILLER
Attorney-In-Charge
International Trade Field Office

s/Luke Mathers
LUKE MATHERS

PATRICK ROBBINS
Acting United States Attorney
PAMELA JOHANN
Assistant United States Attorney
Chief, Civil Division
450 Golden Gate Avenue
P.O. Box 36066
San Francisco, California 94102
(415) 436-7025

Trial Attorney
U.S. Department of Justice
Civil Division
26 Federal Plaza, Room 346
New York, New York 10278
(212) 264-9236
luke.mathers@usdoj.gov

Attorneys for Defendants